

**BEFORE THE DEPARTMENT OF WATER RESOURCES**  
**OF THE STATE OF IDAHO**


IN THE MATTER OF APPLICATION     )  
FOR TRANSFER NO. 72128            )  
(REGARDING WATER RIGHT NOS.     )  
61-2072, 61-2167, 61, 2170, 61-2210,     )  
61-7184, & 61-7339) IN THE NAME     )  
OF THE CITY OF MOUNTAIN HOME     )  
\_\_\_\_\_ )

**ORDER DISMISSING  
CONTESTED CASE**

Having reviewed the *Settlement Agreement* signed by all parties to this contested case and filed with the Idaho Department of Water Resources (IDWR) on September 25, 2006; the IDWR Staff Memorandum dated October 4, 2006; the Comments of the City of Mountain Home to the Conditions of Approval in the IDWR Staff Memorandum dated October 20, 2006; and the City of Mountain Home having indicated orally to the Hearing Officer on October 31, 2006, that it does not request a hearing on its Comments, and good cause appearing therefore:

IT IS HEREBY ORDERED that the above-entitled contested case is DISMISSED and Application for Transfer No. 72128 shall be processed by the Idaho Department of Water Resources in consultation with the City of Mountain Home regarding its Comments and in accordance with the *Settlement Agreement*.

Dated this 1<sup>ST</sup> day of November, 2006.

  
\_\_\_\_\_  
Peter R. Anderson  
Hearing Officer

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 2<sup>nd</sup> day of November, 2006, the above and foregoing, was served on the following by placing a copy of the same in the United States mail, postage prepaid and properly addressed to the following:

CITY OF MOUNTAIN HOME  
C/O JAY FRIEDLY  
340 E 2 N  
MOUNTAIN HOME ID 83647  
(208) 587-3144


( ☒ ) U.S. Mail, Postage Prepaid  
( ☐ ) Facsimile  
( ☐ ) E-mail

JOHN K SIMPSON  
SHELLEY M DAVIS  
BARKER ROSHOLT  
PO BOX 2139  
BOISE ID 83701-2139  
(208) 344-6034

( ☒ ) U.S. Mail, Postage Prepaid  
( ☐ ) Facsimile  
( ☐ ) E-mail

RICHARD MC MAHON  
40 NE AULBACH DR  
MOUNTAIN HOME ID 83647

( ☒ ) U.S. Mail, Postage Prepaid  
( ☐ ) Facsimile  
( ☐ ) E-mail

  
Victoria Wigle  
Administrative Assistant to the Director  
Idaho Department of Water Resources